

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

NINO MARTINENKO, on behalf of himself
and others similarly situated, et al.,

Plaintiffs,

-against-

212 STEAKHOUSE INC., et al.,

Defendants.

1:22-cv-00518 (JLR)

ORDER

JENNIFER L. ROCHON, United States District Judge:


By separate order today, the Court is amending the existing order of reference to Magistrate Judge Lehrburger to include all dispositive motions, including the motions contemplated by Defendants at ECF No. 97. In light of the referral of dispositive motions, to conserve resources, to promote judicial efficiency, and in an effort to achieve a faster disposition of this matter, the parties must discuss whether they are willing to consent, under 28 U.S.C. § 636(c), to conducting all further proceedings before Magistrate Judge Lehrburger

If the parties consent to proceed before Magistrate Judge Lehrburger, they must, **by September 6, 2023**, submit to the Court a fully executed Notice, Consent, and Reference of a Civil Action to a Magistrate Judge form, a copy of which is attached to the Order of Reference (and also available at <https://nysd.uscourts.gov/forms/consent-proceed-us-magistrate-judge>). If the Court approves that form, all further proceedings will then be conducted before Magistrate Judge Lehrburger rather than before this Court. Any appeal would be taken directly to the United States Court of Appeals for the Second Circuit, as it would be from this Court if the consent form were not signed and so ordered. An information sheet on proceedings before magistrate judges is also attached to the Order of Reference.

If any party does not consent to conducting all further proceedings before the Magistrate Judge, the parties must file a joint letter, **by September 6, 2023**, advising the Court that the parties do not consent, **but without disclosing the identity of the party or parties who do not consent**. No adverse consequences will result from the withholding of that consent.

Dated: August 23, 2023
New York, New York

SO ORDERED.



JENNIFER L. ROCHON
United States District Judge